

**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|              |   |                       |   |                        |
|--------------|---|-----------------------|---|------------------------|
| Applicants   | : | Jason BERNS et al.    | ) |                        |
|              |   |                       | ) | Group Art Unit Unknown |
| Appln. No.   | : | Not Yet Assigned      | ) |                        |
|              |   |                       | ) | Examiner Not Yet Known |
| Docket No.   | : | P25185                | ) |                        |
|              |   |                       | ) |                        |
| Customer No. | : | 7055                  | ) |                        |
|              |   |                       | ) |                        |
| Filed        | : | Concurrently Herewith | ) |                        |
|              |   |                       | ) |                        |
| Title        | : | ARTICLE OF CLOTHING   | ) |                        |

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure set forth in 37 CFR §1.56 and in accordance with the provisions of 37 CFR §1.97 and §1.98, the following information is brought to the attention of the Examiner for his or her consideration during the examination of the instant application.

The following documents were cited in a search report in the French priority application upon which the instant application is based. A copy of the search report and a copy of an annex thereto, indicating "family member" documents, are attached.

For compliance with the "concise explanation" requirement set forth in 37 CFR §1.98(a)(3), consistent with U.S. Patent and Trademark Office policy, Applicants describe below any comments relating to pertinent portions of the respective documents, where such comments appear in the search report.

French Patent Publication No. 2 606 604 (LETARD), published on May 20, 1988, is cited in the aforementioned search report as being a document that is particularly pertinent (*i.e.*, a category "X" document) with regard to the invention recited in claims 1, 2, 5, 8, and 9 of Applicants' aforementioned priority application. The entirety of FR '604 is cited as being pertinent.

U.S. Patent No. 3,671,975 (VORSTEHER), issued on June 27, 1972, is cited in the search report as being a document that is particularly pertinent (*i.e.*, a category "X" document) with regard to the invention recited in claims 1, 2, and 9 of Applicants' aforementioned priority application. Column 2, lines 16-72; claim 1; and Figs. 1-3 of US '975 are cited as being pertinent.

U.S. Patent No. 3,733,615 (JAFFEE), issued on May 22, 1973, is cited in the search report as being a document that is particularly pertinent (*i.e.*, a category "X" document) with regard to the invention recited in claims 1, 2, 6, and 9 of Applicants' aforementioned priority application. Column 2, line 6, to column 3, paragraph 1; claim 1; and Figs. 1-5 of US '615 are cited as being pertinent.

French Patent Publication No. 2 773 439 (SKIS ROSSIGNOL S.A.), published on July 16, 1999, is cited in the aforementioned search report as being a document that is pertinent to the general state of the art (*i.e.*, a category "A" document) with regard to the invention recited in claims 1 and 5 of Applicants' aforementioned priority application. Page 3, line 6, to page 4, line 16; claim 1; and Figs. 1-4B of FR '439 are cited as being pertinent. In addition, FR '439 is cited in paragraph 0006 of the specification of the instant application.

German Patent Publication (Gebrauchsmusterschrift) No. 202 08 429 (JACK WOLFSKIN AUSRÜSTUNG FÜR DRAUSSEN), published on July 16, 1999, is cited in the aforementioned

search report as being a document that is pertinent to the general state of the art (*i.e.*, a category "A" document) with regard to the invention recited in claims 1 and 5 of Applicants' aforementioned priority application. Page 5, line 12, to page 6, line 20; claims 1-6; and Figs. 1 and 2 of DE '429 are cited as being pertinent.

In addition to the above-mentioned documents cited in the search report of the priority application, the following patent is brought to the attention of the Examiner:

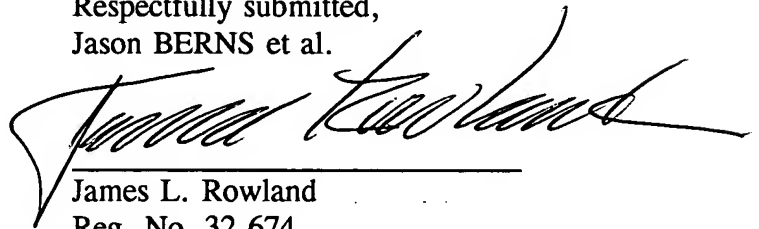
U.S. Patent No. 6,684,408 (RINDLE et al.), issued on February 3, 2004.

Each of the above-mentioned documents is listed on the attached PTO-1449 form to permit the Examiner to indicate his or her consideration thereof.

The Examiner is requested to consider the documents cited above and to confirm such consideration by appropriately initialling the listings on the PTO-1449 form and returning a copy of the initialled form to Applicants.

Any comments or questions concerning this application can be directed to the undersigned at the telephone or fax number given below.

Respectfully submitted,  
Jason BERNS et al.

A handwritten signature in dark ink, appearing to read "James L. Rowland", is written over a horizontal line.

James L. Rowland  
Reg. No. 32,674

April 21, 2004  
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# **RAPPORT DE RECHERCHE PRÉLIMINAIRE**

établi sur la base des dernières revendications  
déposées avant le commencement de la recherche

N° d'enregistrement  
national

FA 632701  
FR 0304908

| DOCUMENTS CONSIDÉRÉS COMME PERTINENTS   |   | Revendication(s)<br>concernée(s) | Classement attribué<br>à l'invention par l'INPI                            |
|---|---|----------------------------------|--|
| Catégorie   | Citation du document avec indication, en cas de besoin,<br>des parties pertinentes  |                                  |  |
| X   | FR 2 606 604 A (M. LETARD)<br>20 mai 1988 (1988-05-20)<br>* le document en entier *   | 1, 2, 5, 8,<br>9                 | A41D3/00<br>A41D13/00<br>A41D27/00   |
| X   | US 3 671 975 A (ANBA SPORTMODE VORSTEHER<br>KG) 27 juin 1972 (1972-06-27)<br>* colonne 2, ligne 16 - ligne 72;<br>revendication 1; figures 1-3 *                            | 1, 2, 9                          |  |
| X   | US 3 733 615 A (H. FREEMAN & SON<br>INCORPORATED) 22 mai 1973 (1973-05-22)<br>* colonne 2, ligne 6 - colonne 3, alinéa<br>1; revendication 1; figures 1-5 *                 | 1, 2, 6, 9                       |  |
| A, D  | FR 2-773 439 A (SKIS ROSSIGNOL)<br>16 juillet 1999 (1999-07-16)<br>* page 3, ligne 6 - page 4, ligne 16;<br>revendication 1; figures 1-4B *                                 | 1, 5                             |  |
| A   | DE 202 08 429 U (JACK WOLFSKIN AUSRÜSTUNG<br>FÜR DRAUSSEN)<br>5 septembre 2002 (2002-09-05)<br>* page 5, ligne 12 - page 6, ligne 20;<br>revendications 1-6; figures 1, 2 * | 1, 5, 6                          | <div>DOMAINES TECHNIQUES<br/>RECHERCHÉS (Int. CL. 7)</div> <div>A41D</div> |
| Date d'achèvement de la recherche   |   | Examineur                        |  |
| 8 janvier 2004  |   | Garnier, F                       |  |
| <div> <div> <p><b>CATÉGORIE DES DOCUMENTS CITÉS</b></p> <p>X : particulièrement pertinent à lui seul</p> <p>Y : particulièrement pertinent en combinaison avec un<br/>autre document de la même catégorie</p> <p>A : arrière-plan technologique</p> <p>O : divulgation non-écrite</p> <p>P : document interclassé</p> </div> <div> <p>T : théorie ou principe à la base de l'invention</p> <p>E : document de brevet bénéficiant d'une date antérieure<br/>à la date de dépôt et qui n'a été publié qu'à cette date<br/>de dépôt ou qu'à une date postérieure.</p> <p>D : cité dans la demande</p> <p>L : cité pour d'autres raisons</p> <p>&amp; : membre de la même famille, document correspondant</p> </div> </div> |   |                                  |  |

19 JAN. 2004

**ANNEXE AU RAPPORT DE RECHERCHE PRÉLIMINAIRE  
RELATIF A LA DEMANDE DE BREVET FRANÇAIS NO. FR 0304908 FA 632701**

La présente annexe indique les membres de la famille de brevets relatifs aux documents brevets cités dans le rapport de recherche préliminaire visé ci-dessus.  
Les dts membres sont contenus au fichier informatique de l'Office européen des brevets à la date d'08-01-2004  
Les renseignements fournis sont donnés à titre indicatif et n'engagent pas la responsabilité de l'Office européen des brevets, ni de l'Administration française

| Document brevet cité<br>au rapport de recherche |   | Date de<br>publication | Membre(s) de la<br>famille de brevet(s) |             | Date de<br>publication |
|---|---|------------------------|---|-------------|------------------------|
| FR 2606604                                      | A | 20-05-1988             | FR                                      | 2606604 A1  | 20-05-1988             |
| US 3671975                                      | A | 27-06-1972             | AT                                      | 317114 B    | 12-08-1974             |
|   |   |                        | CA                                      | 946553 A1   | 07-05-1974             |
|   |   |                        | CH                                      | 515000 A    | 15-11-1971             |
|   |   |                        | DE                                      | 2018314 A1  | 22-07-1971             |
|   |   |                        | FI                                      | 50826 B     | 30-04-1976             |
|   |   |                        | FR                                      | 2074839 A5  | 08-10-1971             |
|   |   |                        | JP                                      | 48044083 B  | 22-12-1973             |
|   |   |                        | SE                                      | 362577 B    | 17-12-1973             |
|   |   |                        | SU                                      | 423267 A3   | 05-04-1974             |
| US 3733615                                      | A | 22-05-1973             | AUCUN                                   |             |                        |
| FR 2773439                                      | A | 16-07-1999             | FR                                      | 2773439 A3  | 16-07-1999             |
| DE 20208429                                     | U | 05-09-2002             | DE                                      | 20208429 U1 | 05-09-2002             |

EPO FORM P0455

|   |  |                                    |                                     |
|---|--|------------------------------------|-------------------------------------|
| Form PTO-1449   | U.S. Department of Commerce<br>Patent and Trademark Office | Atty. Docket No.<br>P25185         | Application No.<br>NOT YET ASSIGNED |
| <b>INFORMATION DISCLOSURE STATEMENT<br/>BY APPLICANT</b><br>(Use several sheets if necessary) |  | Applicants<br>Jason BERNs et al.   |                                     |
|   |  | Filing Date<br>CONCURRENT HEREWITH | Group Art Unit<br>NOT YET KNOWN     |

**U.S. PATENT DOCUMENTS**

| EXAMINER<br>INITIAL |  | DOCUMENT NUMBER | DATE   | NAME          | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|---------------------|--|-----------------|--------|---------------|-------|----------|-------------------------------|
|                     |  | 3 6 7 1 9 7 5   | 6-1972 | VORSTEHER     | 2     | 232      |                               |
|                     |  | 3 7 3 3 6 1 5   | 5-1973 | JAFFEE        | 2     | 232      |                               |
|                     |  | 6 6 8 4 4 0 8   | 2-2004 | RINDLE et al. | 2     | 108      |                               |
|                     |  |                 |        |               |       |          |                               |
|                     |  |                 |        |               |       |          |                               |
|                     |  |                 |        |               |       |          |                               |
|                     |  |                 |        |               |       |          |                               |
|                     |  |                 |        |               |       |          |                               |

**FOREIGN PATENT DOCUMENTS**

|  |   | DOCUMENT NUMBER | DATE    | COUNTRY | CLASS | SUBCLASS | TRANSLATION<br>YES      NO |
|--|---|-----------------|---------|---------|-------|----------|----------------------------|
|  |   | 2 6 0 6 6 0 4   | 5-1988  | FRANCE  | ----- | -----    | X                          |
|  |   | 2 7 7 3 4 3 9   | 7-1999  | FRANCE  | ----- | -----    | X                          |
|  | 2 | 0 2 0 8 4 2 9   | 10-2002 | GERMANY | ----- | -----    | X                          |
|  |   |                 |         |         |       |          |                            |
|  |   |                 |         |         |       |          |                            |
|  |   |                 |         |         |       |          |                            |
|  |   |                 |         |         |       |          |                            |
|  |   |                 |         |         |       |          |                            |

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

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| EXAMINER   | DATE CONSIDERED |
| *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |                 |